

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

LEE *et al.*

Application No.: 10/521,313

§ 371 Filing Date: January 14, 2005

For: **HER-2 NEU DNA VACCINE HAVING  
ANTI-CANCER ACTIVITY**

Confirmation No.: 9295

Art Unit: 1633

Examiner: Hill, Kevin Kai

Atty. Docket: 2298.0080002/EJH/BNC

**Statement of Substance of Interview**

*Attn: Mail Stop Amendment*

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Further to the Interview Summary mailed March 6, 2009, Applicants submit the following Statement of the Substance of the Interview in accordance with MPEP § 713.04. Applicants thank Examiners Kevin K. Hill and Janice Li for their time in participating in a telephone interview on March 4, 2009, to discuss the outstanding office action with the undersigned attorney. During the interview, Applicants and the Examiners discussed the 35 U.S.C. 112, 1<sup>st</sup> paragraph and 35 U.S.C. 103 rejections.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Elizabeth J. Haanes, Ph.D.

Attorney for Applicants

Registration No. 42,613

Date:

April 6, 2009

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